

November 9, 2018

Via ECF

Honorable Lorna G. Schofield
U.S. District Court
Southern District of New York
Thurgood Marshall Courthouse
40 Foley Square
New York, NY 10007

Re: *In re Foreign Exchange Benchmark Rates Antitrust Litigation*
Case No. 1:13-cv-07789-LGS

Dear Judge Schofield:

Pursuant to the Second Amended Civil Case Management Plan and Scheduling Order entered in this action (“Scheduling Order”) (ECF No. 1014), Plaintiffs and Credit Suisse Securities (USA) LLC, Credit Suisse Group AG, and Credit Suisse AG (“Credit Suisse”) submit this joint status letter.

I. Pending Motions

Presently, there are no pending motions.

II. Discovery

A. Credit Suisse

Data: Credit Suisse and Plaintiffs have completed their meet and confers regarding the outstanding data production.

Documents: Credit Suisse substantially completed its document production with its January 2018 production and thereafter made an additional production of documents previously withheld from production after the parties met and conferred regarding Credit Suisse’s privilege logs.

Audio: On September 10, 2018, the parties reached an agreement on cost-sharing in connection with the restoration of the audio production files. Presently, the audio restoration process is underway, and responsive non-privileged audio files will be produced following Credit Suisse’s review of the files.

Honorable Lorna G. Schofield
November 9, 2018
Page 2

B. Plaintiffs

Plaintiffs have completed their production of documents and data responsive to Defendants' First and Second Sets of Requests for the Production of Documents and each Plaintiff has been deposed.

Credit Suisse has issued subpoenas for documents and depositions of current and/or former investment managers and other third parties who provided services to Plaintiffs, including the Northern Trust Company, A.G. Bisset Associates LLC, M.S. Howells & Co., MF Global Inc., PartnersAdmin LLC, and Daniels Trading, Segal Marco Advisors, Inc., Asset Consulting Group, Lerner Trading Group, LLC, Meketa Investment Group, Inc., Pershing LLC, PFGBest, Advantage Futures LLC, Blackrock Financial Management, Inc., Brandywine Global Investment Management, LLC, Klarity FX, Inc., and Oechsle International Advisors, LLC, Lazard Asset Management LLC, PanAgora Asset Management, Inc., Boston Company Asset Management, LLC, Fisher Investments, Hardman Johnson Global Advisors LLC, Loomis Sayles & Co., Causeway Capital Management LLC, Pacific Investment Management Company, LLC, State Street Corporation, and AllianceBernstein Institutional Investments, and have begun to receive documents responsive to certain of these subpoenas. On April 6, 2018, Credit Suisse deposed A.G. Bisset Associates LLC.

III. Next Joint Status Letter

The parties will submit their next joint status letter on Friday, January 11, 2019.

Respectfully submitted,

SCOTT+SCOTT ATTORNEYS AT LAW
LLP

HAUSFELD LLP

s/ Christopher M. Burke
Christopher M. Burke
600 W. Broadway, Suite 3300
San Diego, CA 92101
Telephone: 619-233-4565
cburke@scott-scott.com

s/ Michael D. Hausfeld
Michael D. Hausfeld
1700 K Street, NW, Suite 650
Washington, DC 20006
Telephone: 202-540-7200
mhausfeld@hausfeld.com

Attorneys for Plaintiffs

Honorable Lorna G. Schofield

November 9, 2018

Page 3

CAHILL GORDON & REINDEL LLP

s/ Jason M. Hall

David G. Januszewski

Herbert S. Washer

Elai Katz

Jason M. Hall

Sheila C. Ramesh

80 Pine Street

New York, NY 10005

Telephone: 212-701-3000

djanuszewski@cahill.com

hwasher@cahill.com

ekatz@cahill.com

jhall@cahill.com

sramesh@cahill.com

*Attorneys for Defendants Credit Suisse Group
AG, Credit Suisse AG, and Credit Suisse
Securities (USA) LLC*